

**KENTUCKY BOARD OF LICENSURE FOR MASSAGE THERAPY  
BOARD MEETING MINUTES**

**May 27, 2008**

A meeting of the Kentucky Board of Licensure for Massage Therapy was held at the Division of Occupations and Professions, Frankfort, KY on May 27, 2008.

**MEMBERS PRESENT**

Carmen Fowler - Board Chair  
Lisa Bozarth – Vice Chair  
Theresa Crisler  
Denise Logsdon

**OCCUPATIONS AND PROFESSIONS STAFF**

Jeff Boler, Board Administrator  
Gerald W. Hoppmann, Division Director  
Wendy Satterly, Administrative Supervisor  
Susan Ellis, Financial Section

**MEMBERS ABSENT**

Sharon Wood – Secretary  
Tymanda Slone

**OTHERS**

Cheryl Lalonde, Office of the Attorney General  
Ryan Halloran, Office of the Attorney General  
Gerald Clemons, Board Investigator  
Pat Sazy, ABMP  
Debbie Joplin, AMTA  
Pam Jenkins, AMTA  
Vicky Medalie  
Pam Bratcher, Attorney at Law  
Barbara Whites

**Call to Order**

Carmen Fowler, Board Chair, called the meeting to order at 9:55 AM.

**Approval of Minutes**

Minutes of the April 22, 2008 meeting were presented for the Board's review. Ms. Crisler made a motion to approve the minutes with amendments. The motion, seconded by Ms. Bozarth, carried unanimously.

**Financial Statement**

The Board reviewed the financial statement for the month ending April 30, 2008, which indicated a cash balance of \$278,930.98. Ms. Crisler made a motion to approve the financial statement as presented. The motion, seconded by Ms. Logsdon, carried unanimously.

**Licensure Status Report**

The Board reviewed the licensure status report for the month ending April 30 which indicated 1822 active licenses, with 25 inactive licenses. It was also reported that there were 7 individuals whose licenses were terminated in the month of April for non-renewal.

## **Old Business**

The Board Administrator reported to the board that they are now receiving scores electronically from the National Certification Board of Therapeutic Massage & Bodywork (NCBTMB).

The Board discussed the makeup of the board newsletter. It was decided that the newsletter would not include the personal contact information of the individual board members. In addition, the newsletter will include a list of all "cease and desist" orders; a list of all disciplinary actions; a list of all individuals who do not renew their licenses; and a schedule of meetings. Specific information concerning articles to be published will be addressed at the June meeting.

The board reviewed correspondence from Virginia Woodard, Office of the Governor, concerning a complaint filed by a licensed massage therapist against Anthem Blue Cross / Blue Shield, for not allowing payment for massage related services to a licensed massage therapist. Mr. Hoppmann informed the board that they are not required respond, and he did not know whether or not the individual had filed a complaint with the Department of Insurance. Theresa Crisler made a motion to draft a letter to the Department of Insurance, expressing the board's concerns over the billing issues with Anthem, and to state that the board does not have the statutory authority to handle insurance billing issues. In addition, this letter is to be forwarded to the Kentucky Board of Chiropractors, and the Kentucky Board of Physical Therapy. The motion, seconded by Ms. Logsdon, carried unanimously.

The board reviewed correspondence from Pamela Bratcher concerning the deferment of an application submitted by Vicky Medalie. Ms. Fowler recused herself on the matter. Due to the board not having a quorum to hear the issue, the item was deferred until the June meeting.

The board reviewed correspondence from Jean Robinson of Associated Bodywork & Massage Professionals, concerning the ad-hoc legislative committee and proposed legislative changes. Ms. Crisler noted that she was disturbed by the contents of the letter, and discussed the individual roles of the board members. After discussion, Ms. Crisler made a motion to draft a letter of response. The motion, seconded by Ms. Bozarth, carried unanimously.

## **New Business**

The board reviewed materials concerning the make-up of the Massage & Bodywork Licensing Examination (MBLEx) offered by the Federation of State Massage Therapy Boards (FSMTB). After discussion, Ms. Logsdon made a motion to request the ad-hoc committee to consider the approval of this examination in its proposed legislative changes. The motion, seconded by Ms. Crisler, carried unanimously.

Ms. Logsdon made a motion to invite NCBTMB, FSMTB, as well as the directors of the board approved massage therapy schools, to attend a presentation concerning legislative changes pertaining to the approval of examinations. The motion, seconded by Ms. Bozarth, carried unanimously.

The board reviewed correspondence from Teresa Mullins of the Kentucky Higher Education Assistance Authority (KHEAA) in reference to a licensee who is not meeting the agreements on the repayment of her student loans. Ms. Crisler made a motion to draft a letter to the licensee informing her of the potential problems with her license in not meeting the obligations of KHEAA. The motion, seconded by Ms. Bozarth, carried unanimously.

### **Complaint Review Committee**

- (07-09) Pending action in Warren County District Court
- (08-01) Pending
- (08-03) Pending
- (08-06) Pending
- (08-07) Committee recommendation is to dismiss w/o prejudice.
- (08-08) Investigation Pending.
- (08-09) Pending.
- (08-10) Committee recommendation is to dismiss w/o prejudice.
- (08-11) Committee recommendation is to dismiss w/o prejudice.
- (08-12) Committee recommendation is to dismiss w/o prejudice.
- (08-13) Pending
- (08-14) Pending
- (08-15) Committee recommendation is to dismiss w/o prejudice.
- (08-17) Investigation pending.
- (08-18) Committee recommendation is to dismiss w/o prejudice.
- (08-19) Committee recommendation is to dismiss w/o prejudice.
- (08-20) Pending response
- (08-21) Committee recommendation is to dismiss w/o prejudice.

Ms. Logsdon made a motion to approve the complaint committee report as presented. The motion, seconded by Ms. Crisler, carried unanimously.

### **Application Committee Report**

The Application Committee recommended the approval of thirty-two (32) applications for licensure. Ms. Crisler made a motion to approve the applications. The motion, seconded by Ms. Logson, carried unanimously.

The application committee recommended the approval of a license application for (LS) pending the signature of an agreed order, and placing the individual on probation for a period of two (2) years, subject to random urinalysis with up to six (6) screenings at her own costs. Ms. Bozarth made a motion to approve the application with said conditions. The motion, seconded by Ms. Crisler, carried unanimously.

The application committee recommended the approval of a license application for (SK). Ms. Crisler made a motion to approve the application as presented. The motion, seconded by Ms. Logsdon, carried unanimously.

The application committee recommended the approval of a license application for (RF). Ms. Crisler made a motion to approve the application pending proof of the individual's national certification. The motion, seconded by Ms. Logson, carried unanimously.

### **Education Committee Report**

The Education Committee recommended the approval of the following continuing education program applications:

1. Meditation and Relaxation Techniques for the Massage Therapist – Bluegrass Professional School of Massage Therapy, 6.5 Hours
2. Crystal Bodywork – Bluegrass Professional School of Massage Therapy, 6.5 Hours
3. Therapeutic Massage in Athletics – Bluegrass Professional School of Massage Therapy, 18 hours.
4. Modern Hydrotherapy for the Massage Therapist – Bluegrass Professional School of Massage Therapy, 18 hours.
5. Practical Reflexology 1 & 2 – Bluegrass Professional School of Massage Therapy, 24 hours.

Ms. Bozarth made a motion to approve the applications as presented. The motion, seconded by Ms. Logsdon, carried unanimously.

### **Travel and Per-Diem**

Ms. Bozarth made a motion to approve the Travel and Per-Diem for today's meeting. The motion, seconded by Ms. Logsdon, carried unanimously.

The meeting adjourned at 11:35 AM. The next scheduled meeting of the Kentucky Board of Licensure for Massage Therapy is scheduled for June 15, 2008 at 10:00 AM.

Approved by the Board,



---

Carmen S. Fowler, Board Chair